

REMARKS

This is to confirm a telephone conference between the Examiner and the undersigned, conducted today, at which time it was discussed that the amendment to the Specification which was requested in Applicants' last-filed Amendment on December 10, 2008, was being withdrawn, and that there would be no amendment to the Specification. Further in this regard, it was agreed that Claims 38-40, which had been previously rejected solely on the grounds that those claims included the words "executable" and "code", which did not find antecedent basis in the application. As agreed to during the above-referenced telephone conference, those claims would be deemed to be allowable upon the deletion of the words "executable" and "code", as requested in the foregoing Amendment.

For this reasons it is believed that the application is now in condition for allowance, wherefore the issuance of a Notice of Allowance is solicited.

The Commissioner is hereby authorized to charge fees or credit overpayment to Deposit Account No. 06-1205.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

/John A. Krause/

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